

HARVEY GODWIN JR.
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**OFFICE OF THE TRIBAL CHAIRMAN
LUMBEE TRIBE OF NORTH CAROLINA**

March 16, 2017

Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, DC 20426

FILED
SECRETARY OF THE
COMMISSION
2017 MAR - 3 PM 4:27
FEDERAL ENERGY
REGULATORY COMMISSION

RE: Request for Consultation with Federally-Recognized Indian Tribe
Atlantic Coast Pipeline, LLC/Dominion Resources et al.
Docket Nos. CP15-554-000; CP15-555-000; CP15-556-000

Dear Ms. Bose:

The Lumbee Tribe of North Carolina is bringing its concerns to you about the Commission's failure to consult with us about an action which will potentially adversely impact our people, our economy, and our land. The proposed Atlantic Coast Pipeline ("ACP") will be constructed and operated in Robeson County, North Carolina, home to many of our tribal members.

In its review of the application of the Atlantic Coast Pipeline LLC/Dominion Resources et al. for authorization to construct, own and operate the ACP and related infrastructure, the Commission is required to consult with federally-recognized Indian Tribes. The Lumbee Indians are a federally-recognized tribe through the Act Relating to the Lumbee Indians of North Carolina. Public Law 570, Chapter 375 (June 7, 1956). As such, the Commission is required to consult with the Lumbee, but has failed to do so.

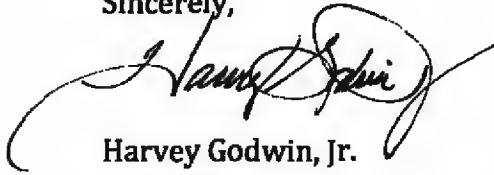
The Commission rule at 18 CFR 2.1c provides the policy rationale for consultation, "high-level meetings to discuss" tribal concerns. Subsection (e) states: "The Commission, in keeping with its trust responsibility, will assure that tribal concerns and interests are considered whenever the Commission's actions or decisions have the potential to adversely affect Indian tribes or Indian trust resources."

The Commission's Policy Statement on Consultation with Indian Tribes in Commission Proceedings provides clear guidance on the necessity for consultation and procedures for doing so. Order No. 635, Docket No. P003-4-000.

The Lumbee Tribe of NC therefore requests that representatives from the Commissions, as well as those from the ACP LLC, promptly contact us to set up high-level meetings to discuss the concerns of our tribal members and the impacts of the ACP on their families, property, economy, and the natural environment.

Thank you for your prompt consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Harvey Godwin, Jr.", with a long, sweeping underline that extends to the left.

Harvey Godwin, Jr.
Chairman

Mr. Bobby Oxendine
Speaker, Lumbee Tribal Council

cc: Atlantic Coast Pipeline LLC/Dominion Resources et al.

Document Content(s)

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